

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application)	
of U. S. Patent No. 5,872,229)	
)	
Inventors: Jih-Hua Liu <i>et al.</i>)	
)	
Applicants: Abbott Laboratories)	Group Art Unit:
)	TBA
Granted: February 16, 1999)	
)	
Reissue Serial Number:)	
TBA)	
)	Examiner:
For: Process for 6-O-Alkylation of)	TBA
Erythromycin Derivatives)	

Mailstop Reissue
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, Applicants respectfully request that the documents listed in the attached form PTO-1449 be made of record and be considered with the examination of this application. Copies of any references submitted during the original prosecution of U.S. Patent 5,872,229 are not enclosed. See MPEP 609 and 37 C.F.R. § 1.198(d).

Pursuant to 37 C.F.R. § 1.97(b), the information disclosure statement submitted herewith is being filed within three months of the filing of a national application and before the mailing of a first Office Action, whichever occurred last. No fee is believed necessary for the consideration of this Information Disclosure Statement.

Pursuant to 37 C.F.R. § 1.97(h) the present Information Disclosure Statement can not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined by 37 C.F.R. § 1.56(b).

Because the Information Disclosure Statement is being filed in the time period set forth in 37 C.F.R. § 1.97(b), no fee is believed to be necessary for the consideration of the instant Information Disclosure Statement. Should any fee be deemed necessary, the Assistant Commissioner is hereby authorized to charge and credit Deposit Account 16-0633 for any additional fee. A DUPLICATE OF THIS DOCUMENT IS ENCLOSED.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stuart Pollack", written over a horizontal line.

Stuart E. Pollack
Registration. No. 43,862

Dated: March 22, 2004

Correspondence Address:
PATTERSON, BELKNAP, WEBB & TYLER LLP
1133 Avenue of the Americas
New York, NY 10036-6710
Telephone Number (212) 336-2000
Facsimile Number (212) 336-2222

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	Not yet assigned--Reissue of US 5,872,229
Filing Date	March 22, 2004
First Named Inventor	Jih-Hua Liu
Art Unit	
Examiner Name	
Attorney Docket Number	A0407-001592F

Sheet 1 of 1

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 3,869,444 B1	03-14-1975	Freiberg	
		US- 4,331,803 B1	05-25-1982	Watanabe et al.	
		US- 4,349,545 B1	09-14-1982	Gouin d'Ambieres et	
		US- 4,476,298 B1	06-18-1983	Morimoto et al.	
		US- 4,496,717 B1	01-29-1985	Adachi et al.	
		US- 4,526,889 B1	07-02-1985	Bright et al.	
		US- 4,640,910 B1	02-03-1987	Faubl et al.	
		US- 4,668,776 B1	05-26-1987	Yamada et al.	
		US- 4,670,549 B1	06-02-1987	Morimoto et al.	
		US- 4,672,109 B1	06-09-1987	Watanabe et al.	
		US- 4,680,386 B1	07-14-1987	Morimoto et al.	
		US- 4,740,502 B1	04-26-1988	Hannick et al.	
		US- 4,833,236 B1	05-28-1989	Morimoto et al.	
		US- 4,990,602 B1	02-05-1991	Morimoto et al.	
		US- 5,274,085 B1	12-28-1993	Amano et al.	
		US- 5,302,705 B1	04-12-1994	Misawa et al.	
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		EP 0,080,819 A1	10-19-1984	Morimoto et al.		
		EP 0,063,489 A1	10-27-1982	Nagel		
		EP 0,201,166 A1	11-12-1986	Davies		
		EP 0,194,833 A2	09-17-1988	Hunt		
		EP 0,260,938 A2	03-23-1988	Morimoto et al.		
		EP 0,272,110 A2	06-22-1988	Morimoto et al.		

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.